

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 26TH DAY OF MARCH 2015/5TH CHAITHRA, 1937

WP(C).No. 9681 of 2015 (I)

PETITIONERS:

1. ROBINSON CHACKO,
TECHNICAL SUPERINTEDENT(PRODUCTION)
CENTRAL PRODUCTS DAIRY
MALABAR REGIONAL CO-OPERATIVE MILK PRODUCERS UNION LTD.
(MRCMPU), NADUVATTOM, KOZHIKODE.
2. JASMINE C.J.,
TECHNICAL OFFICER (PRODUCTION)
MRCMPU LTD., PALAKKAD DAIRY, KALLEPULLY (PO)
3. SIVARAMAKRISHNAN V.S.,
TECHNICAL SUPERINTENDENT (PRODUCTION)
MRCMPU LTD., PALAKKAD DAIRY, KALLEPULLY (PO)
4. SREELAKSHMI C.MENON
DAIRY CHEMICST/DAIRY BACTERIOLOGIST
MRCMPU LTD., PALAKKAD DAIRY, KALLEPULLY (PO)
5. VIJAYAN K.,
TECHNICAL SUPERINTENDENT (ENGG)
MRCMPU LTD., PALAKKAD DAIRY, KALLEPULLY (PO)
6. SURESH V.P.,
ACCOUNTS OFFICER
MRCMPU LTD., PALAKKAD DAIRY, KALLEPULLY (PO)
7. PARAJEESHA P.P.,
DAIRY CHEMIST, MRCMPU LTD., WAYANAD DAIRY.
8. TINTU V.GEORGE
TECHNICAL SUPERINTENDENT
MRCMPU LTD., WAYANAD DAIRY.
9. HITHA ROSE PATRICK
TECHNICAL SUPERINTENDENT
MRCMPU LTD., WAYANAD DAIRY.
10. SUBY BABU
TECHNICAL SUPERINTENDENT
MRCMPU LTD., KANNUR DAIRY.

11. BALAKRISHNAN C.,
ACCOUNTS OFFICER
MRCMPU LTD., KASARAGOD DAIRY
ANANDASRAMAM (PO) KASARAGOD.

12. ROBIN GEORGE
ASSISTANT MARKETING OFFICER
MRCMPU LTD., KASARAGOD DAIRY
ANANDASRAMAM (PO) KASARAGOD.

BY ADVS.SRI.K.SASIKUMAR
SRI.S.ARAVIND
SRI.R.ROHITH
SRI.K.JANARDHANA SHENOY

RESPONDENTS:

1. UNION OF INDIA (UOI) REPRESENTED BY THE SECRETARY
TO GOVERNMENT OF INDIA MINISTRY OF LABOUR & EMPLOYMENT
DEPARTMENT OF EMPLOYMENT, NEW DELHI 110 001.
2. CENTRAL PROVIDENT FUND COMMISSIONER, EMPLOYEES
PROVIDENT FUND ORGANIZATION, HEAD OFFICE, BHAVISHYA
NIDHI BHAVAN, NEW DELHI 110 066.
3. REGIONAL PROVIDENT FUND COMMISSIONER, EMPLOYEES
PROVIDENT FUND ORGANISATION (EPFO), MINISTRY
OF LABOUR, GOVERNMENT OF INDIA, PATTOM,
THIRUVANANTHAPURAM.
4. REGIONAL PROVIDENT FUND COMMISSIONER, EMPLOYEES
PROVIDENT FUND ORGANISATION (EPFO), SUB REGIONAL
OFFICE, ERANHIPALAM, KOZHIKODE 673 006.
5. REGIONAL PROVIDENT FUND COMMISSIONER, EMPLOYEES
PROVIDENT FUND ORGANISATION (EPFO), SUB REGIONAL
OFFICE, VEEKEY COMPLEX, KANNUR 670 001.
6. MALABAR REGIONAL CO-OPERATIVE MILK PRODUCERS' UNION LTD
HEAD OFFICE - PERINGALAM, KUNNAMANGALAM (PO)
KOZHIKODE - 673 571 REPRESENTED BY ITS MANAGING DIRECTOR.

R1&2 BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL
R6 BY SMT.LATHA KRISHNAN, SC
R3 TO 5 BY SMT.T.N.GIRIJA, SC,EPF ORGANISATION

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 26-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONERS' EXHIBITS:

EXT.P1 : A TRUE COPY OF THE ABOVE SAID CIRCULAR NO.PENSION/MISC./2005

EXT.P2 : A TRUE COPY OF THE LETTER DATED 26.2.2015 FORWARDED BY
R6 TO THE R4.

EXT.P3 : A TRUE COPY OF THE ANOTHER LETTER DATED 27.2.2015 FOWARDED
BY THE R6 TO THE R4.

EXT.P4 : A TRUE COPY OF THE ANOTHER LETTER DT.4.3.2015 FORWARDED
BY R6 TO R4 IN RESPECT OF PETITIONERS 6 TO 9.

EXT.P5 : A TRUE COPY OF ANOTHER LETTER DATED 2.1.2015 FORWARDED
BY R6 TO R5 IN RESPECT OF THE 10TH PETITIONER.

EXT.P6 : A TRUE COPY OF THE LETTER DT.17.12.2014 FORWARDED BY R6
TO R5 IN RESPECT OF 11TH PETITIONER.

EXT.P7 : A TRUE COPY OF THE LETTER DATED 19.2.2015 BY R6 TO R5 IN
RESPECT OF THE 12TH PETITIONER.

EXT.P8 : A COMPARITIVE TABLE SHOWING DETAILS OF EACH OF THE
PETITIONERS, THEIR EPF NOS. DATE OF JOINING SERVICE,
DATES WHEN THEIR PAY EXCEEDED THE CEILING LIMIT ETC.

EXT.P9 : A TRUE COPY OF THE JUDGMENT DATED 19.11.2014 IN WP(C)
28306/2014.

RESPONDENT'S EXHIBITS : NIL

// TRUE COPY //

PA TO JUDGE

V.CHITAMBARESH, J

W.P.(C)No.9681 of 2015

Dated this the 26th day of March, 2015

JUDGMENT

The issue is covered by Ext.P9 judgment in W.P.(C) No.28306 of 2014. The directions therein will govern the case of the petitioners also. The petitioners shall be extended the benefits by the respondents accordingly.

The Writ Petition is disposed of.

Sd/-
V.CHITAMBARESH
JUDGE

rkj

//TRUE COPY//

P.A. TO JUDGE